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DATE: May 4, 2007

TO: U. S. Patent and Trademark Office

FAX#: (571) 273-8300

FROM: Sonia K. Guterman, Registration number 44,729
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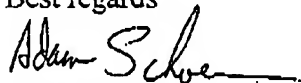
TOTAL PAGES, INCLUDING COVER: 2

RE: U.S. utility patent application no. 10/625,860
Inventor: Larson et al.
Title: System for containing and processing small objects ...
Filed: July 23, 2003
Examiner: Bowers, Nathan
Our Ref.: 36373-012

COMMENTS:

Attached please find a Petition for removal of final rejection in the above patent application.
Please do not hesitate to contact us if you have any questions.

Best regards



Adam Schoen

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10/625,860

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Facsimile No.: 571-273-8300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Larson et al.
Serial No.: 10/625,860
Filed: July 23, 2003
For: System for containing and processing small objects
Examiner: Bowers, Nathan
Art Unit: 1744

Petition under 37 C.F.R. §1.181 to withdraw finality of rejection

1. Applicants petition to reverse finality of the Office Action mailed April 17, 2007 in the instant application on the following grounds. This final Office action newly rejects claims 1, 3-7, 10-16, and 18 under 35 U.S.C. §102(e) in view of Feygin (U.S. patent number 6,315,957, hereinafter '957). Among the newly rejected claims are claims 11, 13-14, and 18 that have not been previously rejected under any section of 35 U.S.C. §102 in view of '957. Applicants have had no opportunity to respond to this rejection.

2. Claims 1, 3-7, 10, 12, 15, and 16 were previously considered and were rejected under 35 U.S.C. §102(b) in view of '957 in a first substantive Office action mailed July 11, 2006. Applicants' Amendment and Response to that Office action showed that '957 was not proper prior art under 35 U.S.C. §102(b) and that rejection has been withdrawn. See Amendment and Response submitted January 10, 2007, particularly p. 10.

3. As there are different criteria for rejection under 35 U.S.C. §102(e) and 35 U.S.C. §102(b), Applicants request an opportunity to respond to the new rejection of claims 1, 3-7, 10-16, and 18 under 35 U.S.C. §102(e) in view of '957.

4. Applicants respectfully request reversal of finality of the Office action to respond to the new grounds of rejection. Applicants believe that no fee is due with this petition, and authorize any fee that may be due to be charged to Deposit Account Number 503344, Ref. No. 36373-012.



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